

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Joseph Phillip Bigus

Serial No.: 09/238,821

Filed: January 28, 1999

For: VEHICLE-BASED ORDER ENTRY AND PROCESSING  
MECHANISM

Group Art Unit: 3691

Confirmation No.: 5818

**NOTICE OF APPEAL**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated December 13, 2010, of the Primary Examiner rejecting claims 1-15, 17-19, 24-26, 28-38, 40-42, and 46-53.

The item(s) checked below are appropriate:

1.  Applicant respectfully requests a 1-month extension of time. Please charge Deposit Account 09-0465 in the amount of \$ 130.00 .
2.  A timely response to the final rejection has been filed.
3.  This Notice of Appeal constitutes a timely response to the final rejection.

4.  The fee of \$540.00 is:

Enclosed.

Not required. (Fee paid in prior appeal.)

Charged to Deposit Account No. 09-0465.

Date: March 18, 2011

Respectfully submitted,

By / steven w roth /  
Steven W. Roth  
Registration No.: 34,712

From:

IBM Corporation  
Intellectual Property Law  
Dept. 917, Bldg. 006-1  
3605 Highway 52 North  
Rochester, MN 55901

Telephone: (507) 253-1600  
Fax: (507) 253-2382